

ing that the article had been shipped in interstate commerce on or about June 29, 1942, by the Plantation Alfaifa Meal Co. from East Prairie, Mo.; and charging that it was misbranded in that the statements on the label "Crude Protein, not less than 17.0%" and "Crude Fibre, not more than 27.0%" were false and misleading since it contained not more than 12.09 percent of crude protein and not less than 39.61 percent of crude fibre.

On September 24, 1942, J. Henry Clusman Co., Baltimore, Md., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for relabeling under the supervision of the Food and Drug Administration.

4216. Misbranding of cottonseed meal. U. S. v. Swift & Co. (Swift & Co. Oil Mill.) Plea of guilty. Fine, \$200. (F. D. C. No. 7303. Sample No. 68912-E.)

On August 20, 1942, the United States attorney for the Eastern District of Missouri filed an information against Swift & Co., a corporation, trading as Swift & Co. Oil Mill, at Portageville, Mo., alleging shipment on or about September 19, 1941, from the State of Missouri into the State of Kansas of a quantity of cottonseed meal that was misbranded in that the statement "41.00% Protein * * * Guaranteed Analysis Minimum Protein 41.00% * * * Maximum Crude Fiber 12.00%" borne on the tag was false and misleading since the article contained not more than 37.94% of protein and not less than 13.49% of crude fiber. The article was labeled in part: "Prime Quality Dixie Brand * * * Cotton Seed Meal."

On October 14, 1942, a plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$200.

4217. Misbranding of cottonseed meal. U. S. v. Maxton Oil & Fertilizer Co. Plea of nolo contendere. Fine, \$100. (F. D. C. No. 7215. Sample No. 18678-E.)

On June 29, 1942, the United States attorney for the Eastern District of North Carolina filed an information against Maxton Oil & Fertilizer Co., a corporation, Maxton, N. C., alleging shipment on or about October 10, 1941, from the State of North Carolina into the State of Maryland of a quantity of cottonseed meal that was misbranded. The article was labeled in part: (Tag) "MOFCO COTTONSEED MEAL 41% Protein * * * Guaranteed Analysis * * * Protein (Min.) 41% * * * Fibre 10%."

The article was alleged to be misbranded in that the labeling was false and misleading since it represented and suggested that the article contained not less than 41 percent of protein and not more than 10 percent of fibre, whereas it contained not more than 39.14 percent of protein, and not less than 12.04 percent of fibre.

On September 21, 1941, a plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of \$100.

4218. Misbranding of cottonseed meal. U. S. v. Cairo Meal and Cake Co. Fine, \$300 and costs. (F. D. C. No. 7301. Sample Nos. 68910-E, 68913-E.)

On September 5, 1942, the United States attorney for the Eastern District of Illinois filed an information against the Cairo Meal and Cake Co., a corporation, at Cairo, Ill., alleging shipment on or about October 30 and November 5, 1941, from the State of Illinois into the State of Kansas of quantities of cottonseed meal which was misbranded. The article was labeled in part: "White Mule Brand Prime Cotton Seed Meal * * * Guaranteed Analysis Protein 41%."

The article was alleged to be misbranded in that the statement "Protein 41.00%" borne on the tag, was false and misleading since it contained less than 41 percent of protein. Samples from the 2 shipments were found to contain not more than 37.31 and 38.12 percent of protein, respectively.

On October 21, 1942, the defendant having entered a plea of guilty, the court imposed a fine of \$150 on each of the two counts, and costs.

4219. Misbranding of cottonseed cake or meal. U. S. v. Temple Cotton Oil Co. Plea of nolo contendere. Fine \$50. (F. D. C. No. 6479. Sample Nos. 68901-E, 68907-E.)

On June 5, 1942, the United States attorney for the Eastern District of Arkansas filed an information against the Temple Cotton Oil Co., a corporation, Little Rock, Ark., alleging shipment on or about June 25 and October 6, 1941, from the State of Arkansas into the State of Kansas of quantities of cottonseed cake or meal that was misbranded. The article was labeled in part: (Tags) "100 Pounds